

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

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**The Minutes**

**October 14, 2002**

There were no minutes for this date.

**October 15, 2002**

- C038422      THE PEOPLE v. SPENCER      (Not for Publication)**  
The judgment is affirmed.  
                                 KOLKEY, J.  
We concur:      Blease, Acting P.J.  
                                 Nicholson, J.
- C039666      THE PEOPLE v. STEVENS      (Not for Publication)**  
The judgment is affirmed.  
                                 DAVIS, Acting P.J.  
We concur:      Hull, J.  
                                 Kolkey, J.
- C037399      MILLER et al. v. STATE OF CALIFORNIA et al.      (Not for Publication)**  
The summary judgment for the State is reversed. Plaintiffs are awarded their costs on appeal.  
                                 DAVIS, J.  
We concur:      Blease, Acting P.J.  
                                 Kolkey, J.
- C039063      GODON-ELLIOTT v. ELLIOTT      (Not for Publication)**  
The order is affirmed.  
                                 RAYE, J.  
We concur:      Nicholson, Acting P.J.  
                                 Hull, J.
- C040641      In re J.W.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. JASMINE C.      (Not for Publication)**  
The orders of the juvenile court granting DHHS's petition for modification and terminating appellant's parental rights are reversed. The matter is remanded for proceedings consistent with this opinion.  
                                 KOLKEY, J.  
We concur:      Davis, Acting P.J.  
                                 Raye, J.



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Kolkey, J.



**COURT OF APPEAL  
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**The Minutes**

**October 18, 2002**

- C037732      THE PEOPLE v. WAUGH      (Not for Publication)**  
The judgment is affirmed.  
                                HULL, J.  
We concur:      Scotland, P.J.  
                                Sims, J.
- C038138      THE PEOPLE v. BABCOCK, SR.      (Not for Publication)**  
The sentence of four months in state prison for defendant's misdemeanor conviction for annoying or molesting a child under the age of 18 years (§ 647.6, subd. (a)) is vacated and the matter is remanded for resentencing on that count only. The trial court is directed to prepare a corrected abstract of judgment reflecting a consecutive sentence of one-third the midterm, or two years, for count 4, and full consecutive midterms for both violations of section 289, subdivision (a) (1), and to forward a certified copy to the Department of Corrections. In all other respects, the judgment is affirmed.  
                                HULL, J.  
We concur:      Blease, Acting P.J.  
                                Morrison, J.
- C038195      THE PEOPLE v. RUIZ      (Not for Publication)**  
The judgment is reversed with directions to allow defendant to withdraw his pleas, if he so chooses, and to reinstate the charges that were dismissed pursuant to the plea agreement. If defendant declines to withdraw his plea, the trial court is directed to reinstate the judgment.  
                                HULL, J.  
We concur:      Scotland, P.J.  
                                Robie, J.
- C039161      THE PEOPLE v. POWELL      (Not for Publication)**  
The judgment is affirmed.  
                                HULL, J.  
We concur:      Scotland, P.J.  
                                Sims, J.
- C040029      THE PEOPLE v. SHEPPARD      (Not for Publication)**  
The judgment is affirmed.  
                                HULL, J.  
We concur:      Nicholson, Acting P.J.  
                                Raye, J.

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Callahan, J.